

S/N 09/668,221

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|                            |                                |                 |             |
|----------------------------|--------------------------------|-----------------|-------------|
| Applicant:                 | HELLER ET AL.                  | Examiner:       | L. Leary    |
| Serial No.:                | 09/668,221                     | Group Art Unit: | 1623        |
| Filed:                     | September 22, 2000             | Docket No.:     | 12008.6USC6 |
| Notice of Allowance Dated: | June 4, 2001                   | Batch No:       | H14         |
| Title:                     | SUBCUTANEOUS GLUCOSE ELECTRODE |                 |             |

FAX RECEIVED

JUL 02 2001

CERTIFICATE UNDER 37 CFR 1.6d: The undersigned hereby certifies that this correspondence is being transmitted via facsimile addressed to: Box Issue Fee, Commissioner for Patents, Washington, D.C. 20231 on July 2, 2001.

By: [Signature]Name: POTSI BLOKS

GROUP 1600

COMMUNICATION

Box ISSUE FEE  
Commissioner for Patents  
Washington, D.C. 20231



Dear Sir:

With this communication, the Applicants wish to inform the United States Patent and Trademark Office that they recently became aware that the Office has no evidence of receipt of the Information Disclosure Statement and accompanying Form 1449 that the Applicants filed on December 22, 2000. Applicants now submit an additional copy of the previously mailed Information Disclosure Statement and Form 1449 and request that they be considered timely filed.

On December 22, 2000 Applicants, through their attorney of record, submitted an Information Disclosure Statement and accompanying Form 1449. As shown in the attached copy of the December 22, 2000 submission, the documents were submitted with a Certificate of Mailing pursuant to 37 C.F.R. § 1.8. Although Teresa Gerth, the person who executed the Certificate of Mailing, has since left the law firm representing the Applicants, it has always been the practice of the law firm to mail any correspondence with the Office under 37 C.F.R. § 1.8 on the same day that the certificate is executed.

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The Applicants, therefore, respectfully request that the attached Information Disclosure Statement and Form 1449 be deemed timely filed and that the references cited therein be considered.

Respectfully submitted,

MERCHANT & GOULD P.C.  
P. O. Box 2903  
Minneapolis, MN 55402-0903  
Telephone: 612.332.5300

Dated: July 2, 2001

By: Tong Wu  
Tong Wu  
Reg. No. 43,361

TW:mel

Fax: (612) 332-9081



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Receipt is hereby acknowledged for the following in the U.S. Patent and Trademark Office:

In re Application of: HELLER ET AL.

For: SUBCUTANEOUS GLUCOSE ELECTRODE

Docket No.: 12008.6USC6

Filed: September 22, 2000

Serial No. 09/648,221

Due Date: N/A

Date Mailed: December 22, 2000

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Small entity status has been previously established
- ☒ Information Disclosure Statement and Form 1449
- ☒ Return postcard

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TW:Ug

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: HELLER ET AL. Examiner: UNKNOWN  
Serial No.: 09/688,221 Group Art Unit: 1623  
Filed: September 22, 2000 Docket: 12008.6USC6  
Notice of Allow. Date: N/A Batch No.: N/A  
Due Date: N/A  
Title: SUBCUTANEOUS GLUCOSE ELECTRODE

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on December 22, 2000.

By: Teresa Gerth  
Teresa Gerth

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Small entity status has been previously established
- ☒ Information Disclosure Statement and Form 1449
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.  
P.O. Box 2903, Minneapolis, MN 55402-0903  
612.332.5300

By: Tong Wu  
Name: Tong Wu  
Reg. No.: 43,361  
TW:tlg



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(PTO TRANSMITTAL - GENERAL)